

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 1651 – HB 1666

February 20, 2018

SUMMARY OF ORIGINAL BILL: Deletes the provision in statute that allows a court to consider the amount of time each parent spends with a child when determining custody in parental relocation. Requires court to solely consider what is in the best interest of the child. Requires a relocating parent to provide clear and convincing evidence that relocation is in the best interest of the child according to the factors codified in Tenn. Code Ann. § 36-6-106(a)(1)-(15).

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (013294): Deletes all language after the enacting clause. Deletes the provision in statute that allows a court to consider the amount of time each parent spends with a child when determining custody in parental relocation.

Requires the court to modify the permanent parenting plan to take into account the distance between the non-relocating parent and the relocating parent if the court determines it is in the best interest of the child to relocate with the relocating parent.

Requires the court to create a new permanent parenting plan if the court finds it is not in the best interest of the child to relocate with the relocating parent, and the relocating parent still elects to relocate.

Requires the relocating parent to file a petition to relocate if the parents cannot agree on a new visitation schedule.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- No fiscal impact on the operations of the Department of Children's Services.
- Based on information provided by the Administrative Office of the Courts, any increase in the number of petitions filed would be absorbed within the existing judicial resources.

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- Any fiscal impact will be borne by private parties; therefore, no fiscal impact to state or local government.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in dark ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

/vlh